



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named

Inventor : Christopher Lee Berg

Appln. No. : 10/057,840

Filed : October 26, 2001

Title : APPARATUS FOR RETAINING OTHERWISE HAND-HELD RETRACTORS

Docket No. : M81.12-0058

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION -  
FILING DATE GRANTED UNDER 37 C.F.R. 1.53(f) AND 1.16(e)**

Box Missing Parts  
Assistant Commissioner for Patents  
Washington, D.C. 20231

SENT VIA EXPRESS MAIL

Express Mail No.:

**EL763826848US**

Sir:

In response to the Notice to File Missing Parts of Application - Filing Date Granted dated February 27, 2002, Applicant encloses the following documents to complete the above-identified patent application filed October 26, 2001:

1. A check in the amount of \$705.00 to cover the filing fee of and surcharge fee of \$65.00, and a check in the amount of \$40.00 covering the recording fee.
2. Declaration executed by the inventor(s).
3. Power of Attorney.
4. Executed Assignment of the invention to Minnesota Scientific, Inc., and Recordation Form Cover Sheet.
5. Notice to File Missing Parts of Application-Filing Date Granted.

The Commissioner is authorized to charge payment of any additional fees associated with this paper or credit any overpayment to Deposit Account No. 11-0982. A duplicate copy of this sheet is enclosed.

Respectfully submitted,  
KINNEY & LANGE, P.A.

Date: April 9, 2002

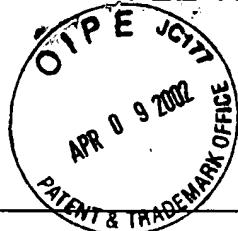
By:

J. Peter Sawicki  
J. Peter Sawicki, Reg. No. 30,214  
THE KINNEY & LANGE BUILDING  
312 South Third Street  
Minneapolis, MN 55415-1002  
Telephone: (612) 339-1863  
Fax: (612) 339-6580

ZPS:PJI:kmm

## FEE TRANSMITTAL

Check if Known



Total Amount of Payment \$ 745.00

Application No.

10/057,840

Filing Date

October 26, 2001

First Named Inventor

Christopher Lee Berg

Group Art Unit

3736

Examiner Name

Atty. Docket Number

M81.12-0058

## METHOD OF PAYMENT (Check One)

1. ☒ The Commissioner is hereby authorized to charge any additional fee required under 37 C.F.R. 1.16 and 1.17 and credit any over payments to Deposit Account No.11-0982. Deposit Account Name: Kinney & Lange, P.A.

2. ☒ Check Enclosed

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description
101	740	201	370	<input checked="" type="checkbox"/> Utility Filing Fee
106	330	206	165	<input type="checkbox"/> Design Filing Fee
108	740	208	370	<input type="checkbox"/> Reissue Filing Fee
114	160	214	80	<input type="checkbox"/> Prov. Filing Fee
Subtotal (1) \$370.00				

## 2. EXTRA CLAIM FEES

	Number Claims	Prior	Extra	Fee from Below	Fee Paid
Total	36	20	= 16	x 9 = 144	
Indep.	6	3	= 3	x 42 = 126	
Multiple Dependent Claims			0	= 0	
Insert 3 and 20, or number previously paid if greater; Reissue see below					
Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Description	
103	18	203	9	Claims in excess of 20	
102	84	202	42	Independent claims in excess of 3	
104	280	204	140	Multiple Dependent Claim	
109	84	209	42	Reissue Independent Claims Over Original Patent	
110	18	210	9	Reissue claims in excess of 20 and over original patent	
Subtotal (2) \$270.00					

## FEE CALCULATION (Continued)

## 3. ADDITIONAL FEES

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee paid
105	130	205	65	Surcharge - Late filing fee or oath	65
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For Filing a Request for Reexamination	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	280	980	Extension for reply within fifth month	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
148	110	248	55	Terminal Disclaimer Fee	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,310	242	670	Utility/Reissue issue fee (inc. advance copies)	
143	490	243	260	Design issue fee (inc. advance copies)	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	180	126	180	Submission of Information Disclosure Statement	
581	40	581	40	Recording each patent assignment per property (times number of properties)	40
179	740	279	370	Request for Continued Examination (RCE)	
Other fee (specify) _____					
Subtotal (3) \$105.00					

Signature

Z. Peter Sawicki

Reg. No.

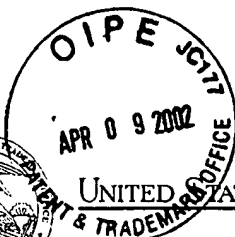
30,214

Date

April 9, 2002

Deposit Account No.

11-0982



UNITED STATES PATENT AND TRADEMARK OFFICE

 COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/057,840	10/26/2001	Christopher Lee Berg	M81.12-0058

CONFIRMATION NO. 8787

 00164  
 KINNEY & LANGE, P.A.  
 THE KINNEY & LANGE BUILDING  
 312 SOUTH THIRD STREET  
 MINNEAPOLIS, MN 55415-1002

## FORMALITIES LETTER



\*OC000000007542026\*

Date Mailed: 02/27/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

04/11/2002 SMINASS1 00000036 10057840

FILED UNDER 37 CFR 1.53(b)

01 FC:201	370.00 OP
02 FC:203	144.00 OP
03 FC:202	126.00 OP
04 FC:205	65.00 OP

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 370 to complete the basic filing fee for a small entity.*
- Total additional claim fee(s) for this application is \$114.
  - \$72 for 8 total claims over 20.
  - \$42 for 1 independent claims over 3.
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 549.

*A copy of this notice **MUST** be returned with the reply.*

 Customer Service Center  
 Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE